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Innovation Counsel LLP 21771 Stevens Creek Blvd Ste. 200A Cupertino, CA 95014			CRAWFORD, JACINTA M	
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/500,896

Applicant(s)

ROTH ET AL.

Examiner

JACINTA CRAWFORD

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Period for Reply -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 22 November 2010.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-10 and 12-28 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-10 and 12-28 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-945)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

DETAILED ACTION

1. This action is in response to communications: Amendment filed November 22, 2010.
2. Claims 1-10, 12-28 are pending in this case. Independent claims 1 and 10 have been newly amended. This action is made FINAL.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1-4, 6-10, 12, 13, 15, 16, 18-22, 25, and 28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Karakawa (US 6,304,237) in view of Lind (US 6,069,601) and Takagi (US 6,522,338).

As to claim 1, Karakawa teaches a light source to generate light of a set of at least three different chromaticities by explaining the invention comprises a monochromatic red (R), green (G), blue (B) pulsed laser light source adapted for display applications, and particularly, LCD display systems. (Col 1, 59-61) Karakawa further teaches a controller to produce a light pattern corresponding to an image by selectively controlling the path of the light of said at least three

primary colors by showing the schematic diagram of the monochromatic R, G, B laser light source coupled with three transmissive LCD panels as the spatial light modulators is shown in FIG. 3. Since LCD panels are totally insensitive to the pulse width modulation, this monochromatic R,G,B laser light source can be coupled with both transmissive and reflective LCD panels acting as spatial light modulators. (Col 5 lines 32-38, Fig. 3) Since the utilization of a spatial light modulator is well known in the art as an example of a controller to determine the relative location of light of each color as projected onto the view screen, Karakawa teaches the operation of a controller as a means of projecting the projection lens contents onto the viewing screen (Fig 3).

However, Karakawa fails to explicitly teach a proofed image, a converter to receive said proofed image in a print color format and to convert said proofed image from said print color format to a display color format, said chromaticities are selected to define a viewed color gamut which covers said perceived color gamut of said set of inks when printed on said substrate, and a controller to receive said proofed image in said display color format.

This is what Lind teaches. (Col 2 lines 34-55, Col 3 line 45-Col 4 line 11, Col 5 lines 10-17) It should be noted that Lind teaches soft proofing an image to be reproduced using a set of selected printing colorants (cyan, magenta and yellow) wherein the display appearance is substantially spectrally matched to the set of printing colorants. (Col 2 lines 34-55, Col 3 line 45-Col 4 line 11)

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings a viewed color gamut which covers a perceived color gamut of said inks when printed on a substrate as taught by Lind into the system of Karakawa in order to reproduce a proofed image because providing a better match to a printed reproduction than prior systems and methods can be achieved. (Col 2 lines 56-58)

Further, it should be noted that Lind does not explicitly teach said defined viewed color gamut which entirely covers a perceived color gamut of said set of inks when printed on said substrate. Nonetheless it should be noted that a purpose of the invention that Lind teaches is to select printing colorants (viewed color gamut) wherein the display appearance is substantially spectrally matched to a set of printing colorants (perceived color gamut). (Col 3 lines 56-65)

Therefore it would have been obvious to one of ordinary skill in the art at the time the invention was made to select the colorants of Lind to entirely cover a perceived color gamut because covering the entire perceived gamut facilitates in providing even more correctness in producing a display appearance as close as possible to a printed document.

Further, Takagi discloses a converter to receive said proofed image in a print color format and to convert an image from said print color format to a display color format by substantially matching colors of the display color format to colors of the proofed image (column 19, lines, 58 thru column 20, line 20 notes performing a conversion on data received from a scanner in one format

to reproduce image to be displayed in another format where the color from the scanner is matched with the colors to be reproduced on the display).

Note: Karakawa expressly discloses a controller to produce a light pattern corresponding to said proofed image and Takagi discloses conversion of said proofed image, where the combination teaches a controller to receive said proofed image in said display color format.

It would have been obvious to one of ordinary skill in the art at the time of the invention to further modify Karakawa modified with Lind's system with Takagi's method of color conversion to appropriately change the format of the signal according to the device that the signal is being output.

As to claim 2, Karakawa does not explicitly teach a correction filter. This is what Lind teaches. (Col 3, line 45- Col 4 line 11 and Fig. 3) It would have been obvious to one of ordinary skill in the art at the present time the invention was made to combine the teachings of a correction filter as taught by Lind into the system of Karakawa utilizing a viewed color gamut similar to perceived color gamut when printed as taught by Edge in order to employ said correction filter based on spectrum reflected from substrate because the correction filter of Lind provides the functionality of selecting particular colors based on particular ink and paper to be used in the printing process (Col 3, lines 55-61 and Fig. 3) including possible selection of cyan, magenta, yellow pixel elements to produce a resultant secondary color. (Col 4, lines 9-11)

As to claim 3, Lind teaches a correction filter being based on the spectrum of an intended light used to view the proofed image when printed on the substrate. (Col 3, lines 55-61 and Fig. 3) It would have been obvious to one of ordinary skill in the art at the present time the invention was made to combine the teachings of a correction filter as taught by Lind into the system of Karakawa utilizing a viewed color gamut similar to perceived color gamut when printed as taught by Edge in order to employ said correction filter based on spectrum of an intended light used to view the proofed image when printed on the substrate because the correction filter of Lind provides the functionality of selecting particular colors based on particular ink and paper to be used in the printing process (Col 3, lines 55-61 and Fig. 3) including possible selection of cyan, magenta, yellow pixel elements to produce a resultant secondary color. (Col 4, lines 9-11)

As to claim 4, Karakawa teaches the light source of the display includes at least a plurality of light emitting diodes by showing the monochromatic R, G, B laser light source incorporates cw diode laser bar (Col 3, lines 16-17) and referring to Fig. 1, the master oscillator is coupled through output coupler to multiple Nd:YVO.sub.4 based gain modules (e.g., power amplifiers), and the average output power increases as more gain modules are added to the master oscillator. Each gain module is constructed from Nd:YVO.sub.4 crystal slab transversely pumped by one or two cw diode laser bars. (Col 3, lines 43-49).

As to claim 6, Karakawa teaches at least three primary colors comprise at least four primary colors by explaining the performance goals of the monochromatic R,G,B laser light source are usually defined by the requirement for pulse repetition rate and FWHM (full-width half-max)

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pulse width, as well as producing high luminosity, well color-balanced white light when R,G,B laser light are mixed together. (Col 3, lines 11- 15) Since the definition of white light is well known in the art as containing all the colors of the visible spectrum, the display taught by Karakawa teaches at least three primary colors comprising at least four primary colors.

As to claim 7, Karakawa teaches wherein the light source produces light of three primary colors, the transmission spectra of which define said viewed color gamut by showing the invention presents a monochromatic R, G, B light source which incorporates digital color space conversion electronics which transfer input video signal color space into R, G, B color space created by the monochromatic R, G, B light source, so that the resulting color spectrum is acceptable for display use. (Col 2, lines 38-42).

As to claim 8, Karakawa teaches a spatial light modulator by demonstrating the invention includes display systems employing the monochromatic, pulsed laser light source, particularly for LCD display systems, since LCD panel (one of spatial light modulators) does not require pulse width modulation, the R, G, B pulsed laser light source may be coupled to three LCD panels (one panel for each primary color) to create a display system. (Col 2, lines 26-32)

As to claim 9, Karakawa teaches a digital micro-mirror device by showing although the specific example of three transmissive LCD panels with the monochromatic R, G, B laser light source has been discussed in detail, the invention can be coupled with other different types of spatial light modulators; such as, but not limited to: digital mirror device (DMD), two dimensional

electro-mechanical, digital, mirror array device modulators, as manufactured by Texas Instruments; (Col 6, lines 43-47 and Co16 lines 54-56).

As to claim 10, Karakawa teaches selectively producing light of said at least three colors having at least three different chromaticities by showing the invention comprises a monochromatic red (R), green (G), blue (B) pulsed laser light source adapted for display applications, and particularly, LCD display systems. (Col 1, 59-61) Karakawa additionally teaches combining the light of at least said three primary colors to substantially reproduce said image by showing the schematic diagram of the monochromatic R, G, B laser light source coupled with three transmissive LCD panels as the spatial light modulators is shown in FIG. 3. Since LCD panels are totally insensitive to the pulse width modulation, this monochromatic R,G,B laser light source can be coupled with both transmissive and reflective LCD panels acting as spatial light modulators. (Col 5 lines 32-38) Since the utilization of a spatial light modulator is well known in the art as an example of a controller to determine the relative location of light of each color as projected onto the view screen, Karakawa teaches the operation of a controller as a means of projecting the projection lens contents onto the viewing screen (Fig 3). However, Karakawa fails to explicitly teach a proofed image, receiving said proofed image in a print color format; converting said proofed image from said print color format to a display color format corresponding to said at least three colors, and said chromaticities are selected to define a viewed color gamut which covers said perceived color gamut of said set of inks when printed on said substrate. This is what Lind teaches. (Col 2 lines 34-55, Col 3 line 45-Col 4 line 11, Col 5 lines 10-17) It should be noted that Lind teaches soft proofing an image to be reproduced using a set

of selected printing colorants (cyan, magenta and yellow) wherein the display appearance is substantially spectrally matched to the set of printing colorants. (Col 2 lines 34-55, Col 3 line 45-Col 4 line 11) It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings a viewed color gamut which covers a perceived color gamut of said inks when printed on a substrate as taught by Lind into the system of Karakawa in order to reproduce a proofed image because providing a better match to a printed reproduction than prior systems and methods can be achieved. (Col 2 lines 56-58) Further, it should be noted that Lind does not explicitly teach said defined viewed color gamut which entirely covers a perceived color gamut of said set of inks when printed on said substrate. Nonetheless it should be noted that a purpose of the invention that Lind teaches is to select printing colorants (viewed color gamut) wherein the display appearance is substantially spectrally matched to a set of printing colorants (perceived color gamut). (Col 3 lines 56-65) Therefore it would have been obvious to one of ordinary skill in the art at the time the invention was made to select the colorants of Lind to entirely cover a perceived color gamut because covering the entire perceived gamut facilitates in providing even more correctness in producing a display appearance as close as possible to a printed document.

Further, Takagi discloses converting said proofed image in a print color format to a display color format corresponding to said at least three colors by substantially matching colors of the display color format to colors of the proofed image (column 7, lines 60 thru column 8, lines 19 notes at least three colors; column 19, lines, 58 thru column 20, line 20 notes performing a conversion on

data received from a scanner in one format to reproduce image to be displayed in another format where the color from the scanner is matched with the colors to be reproduced on the display).

Note: Karakawa expressly discloses a controlling the path of light of the three colors of the proofed image and Takagi discloses conversion of said proofed image, where the combination teaches controlling the path of light based on the converted proofed image in said display color format.

It would have been obvious to one of ordinary skill in the art at the time of the invention to further modify Karakawa modified with Lind's system with Takagi's method of color conversion to appropriately change the format of the signal according to the device that the signal is being output.

Claim 12 is similar in scope to claim 2 and thus, rejected under similar rationale.

Claim 13 is similar in scope to claim 3 and thus, rejected under similar rationale.

As to claim 15, Karakawa further teaches wherein said at least three primary colors include a red primary, a green primary and a blue primary, the transmission spectra of which define said viewed color gamut by showing the invention presents a monochromatic R, G, B light source which incorporates digital color space conversion electronics which transfer input video signal

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color space into R, G, B color space created by the monochromatic R, G, B light source, so that the resulting color spectrum is acceptable for display use. (Col 2, lines 38-42)

As to claim 16, Karakawa teaches the method comprising spatially modulating the light of said at least three primary colors by explaining the invention includes display systems employing the monochromatic, pulsed laser light source, particularly for LCD display systems, since LCD panel (one of spatial light modulators) does not require pulse width modulation, the R, G, B pulsed laser light source may be coupled to three LCD panels (one panel for each primary color) to create a display system. (Col 2, lines 26-32)

As to claim 18, Karakawa teaches said controller controls path of light of said at least three primary colors based on image data (input video signal) in terms of said at least three primary colors. (Col 5 lines 32-38, Fig. 3) However, Karakawa fails to explicitly teach a proofed image. This is what Edge teaches. (p. 1 paragraph 9, p. 1- 2 paragraph 12, p. 3 paragraph 2 Figs. 1-2) It would have been obvious to one of ordinary skill in the art at the present time the invention was made to combine the teachings of a proofed image as taught by Edge into the system of Karakawa in order to control path of light of said at least three primary colors based on image data representing proofed image because soft proofing can remove the need to print copies of media during proofing process and allow multiple proofing specialists to proof color images from remote locations simply by looking at display devices, rather than awaiting delivery of hardcopies. (p. 1 paragraph 6)

As to claim 19, Karakawa teaches said light source generates the light of said at least three colors independently of said proofed image. (Col 5 lines 32-38, Fig. 3)

As to claim 20, Karakawa teaches wherein producing light of said at least three colors comprises selectively producing light of said at least three colors independent of proofed image. (Col 5 lines 32-38, Fig. 3)

Claims 21 and 22 are similar in scope to claims 1 and 10 except for the recitation of generating light of exactly three colors having three different chromaticities. Lind also teaches this. (Col 2 lines 34-55, Col 3 line 45-Col 4 line 11, Col 5 lines 10-17) It should be noted that Lind teaches select colorants being cyan, magenta and yellow. (Col 5 lines 10-17) Motivation to combine a proofed image and said chromaticities are selected to define a viewed color gamut which covers said perceived color gamut of said set of inks when printed on said substrate of Lind into the system of Karakawa is given in claims 1 and 10.

As to claims 25 and 28, Karakawa teaches wherein said converter is to determine a combination of light of said at least three different primary colors, thereby to accurately represent the proofed image using said at least three light source colors (column 6, lines 11-36).

5. Claim 5 is rejected under 35 U.S.C. 103(a) as being unpatentable over Karakawa (US 6,304,237) in view of Lind (US 6,069,601) and Takagi (US 6,522,338) as applied to claim 1 above, and further in view of Wada (US 6,972,736).

As to claim 5, neither Karakawa nor Lind nor Takagi explicitly teaches a polychromatic source to generate polychromatic light and a color filtering mechanism to sequentially generate the light of said at least three colors by filtering said polychromatic light. This is what Wada teaches. (Col 5 line 50 thru Col 6 line 8, Col 15 lines 1-26, Col 16 lines 33-59, Fig. 1 and Fig. 11) It would have been obvious to one of ordinary skill in the art at the present time the invention was made to combine the teachings of a polychromatic light source with sequentially filtering into the system of Karakawa utilizing a viewed color gamut similar to perceived color gamut when printed as taught by Lind in Order to generate light of at least three colors because white light emitted from a light source generating color lights sequentially via a timing generator (Col 5 line 50 thru Col 6 line 8) provides a color display device of a time-division driving system, in which there occurs no perception of a color breakup caused by an action performed by a presenter, as well as the perception of a color breakup cause by eye movement. (Col 3 lines 18-25)

6. Claims 14 and 17 are rejected under 35 U.S.C. 103(a) as being unpatentable over Karakawa (US 6,304,237) in view of Lind (US 6,069,601) and Takagi (US 6,522,338) as applied to claims 5 and 10 above, and further in view of Baba (US 2002/0122019).

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As to claim 14, neither Karakawa nor Lind nor Takagi explicitly teaches passing light through a color wheel. This is what Baba teaches. (p. 1 paragraph 8, p.15 paragraph 214 and Fig. 21) It would have been obvious to one of ordinary skill in the art at the present time the invention was made to combine the teachings a color wheel of Baba into the system of Karakawa utilizing a viewed color gamut similar to perceived color gamut when printed as taught by Lind in order to produce light of said at least three primary colors because a color wheel enables a plurality of color filters to be linked on a single module, thus saving on cost.

As to claim 17, neither Karakawa nor Lind nor Takagi explicitly teaches color filtering mechanism is adapted to sequentially place at least three color filters corresponding to said at least three primary colors in path of said polychromatic light. This is what Baba teaches. (p. 1 paragraph 8, p.15 paragraph 214 and Fig. 21) It should be noted that the color wheel as taught by Baba is divided into regions provided with filters for allowing of transmitted light to be R, G, B, W C, M and Y. (Col 8, paragraph 118). It would have been obvious to one of ordinary skill in the art at the present time the invention was made to combine the teachings a color wheel of Baba into the system of Karakawa utilizing a viewed color gamut similar to perceived color gamut when printed as taught by Lind in order to sequentially place at least three color filters corresponding to said at least three primary colors in path of said polychromatic light because a color wheel enables a plurality of color filters to be linked on a single module, thus saving on cost.

7. Claims 23, 24, 26, and 27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Karakawa (US 6,304,237) in view of Lind (US 6,069,601) and Takagi (US 6,522,338) as applied to claims 1 and 10 above, and further in view of Bianchi et al. (US 5,744,795).

As to claims 23 and 26, Takagi teaches the print color format may include at least three colors (column 7, lines 60 thru column 8, lines 19), but does not expressly disclose the print color format is an analog format.

Bianchi et al. teaches said print color format is an analog format (column 4, lines 1 and 2).

It would have been obvious to one of ordinary skill in the art at the time of the invention to further modify Karakawa modified with Lind and Takagi's print color format to include an analog format where it is well known that many devices convey analog signals where analog signals/format requires less or simpler processing than digital signals/format.

As to claims 24 and 27, Bianchi et al. teaches said display color format is a digital format and wherein said converter is to convert said proofed image from said analog print color format to said digital color format (Figure 3, A/D converter, 120, column 4, lines 1-10 notes receiving an analog signal from the scanned document and converting to a digital signal to be used to produce output for display).

Response to Arguments

8. Applicant's arguments with respect to claims 1-10, 12-28 have been considered but are moot in view of the new ground(s) of rejection. Applicants argue on pages 7 and 8 of the amendment filed that the prior art previously cited does not teach or suggest the newly amended limitation, "a converter to receive said proofed image in a print color format and to convert said proofed image from said print color format to a display color format by substantially matching colors of the display color format to colors of the proofed image" [claim 1]. However, in light of the amendment, Takagi is used in combination with Karakawa and Lind to teach the limitations as recited as noted above.

Conclusion

9. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event,

however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JACINTA CRAWFORD whose telephone number is (571)270-1539. The examiner can normally be reached on M-F 8:00a.m. - 5:00p.m. EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kee Tung can be reached on (571) 272-7794. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Jacinta Crawford/
Examiner, Art Unit 2628

/Kee M Tung/
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